

**CITY COMMISSION REGULAR MEETING AGENDA
MARCH 5, 2002 - 6:00 P.M.**

Roll Call

Invocation: Pastor Louis Abel, Trinity Lutheran Church

Pledge of Allegiance

Approval of Minutes and Agenda: February 26, 2002

PRESENTATIONS

1. The Mayor and City Commissioners will present an Expression of Sympathy to the family of ***Athenia Dohm***.
2. The Mayor and City Commissioners will demonstrate the proper way to test a ***smoke detector***.
3. The Mayor and City Commissioners will present a Proclamation for ***"Purchasing Month"*** to be observed in March.
4. The Mayor and City Commissioners will recognize the ***Outstanding City Employees***.

CONSENT AGENDA

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

Event Agreement – 5K Fun Run and Walk

(M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Pro Series, Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with the **5K Fun Run and Walk** to be held **Sunday, May 5, 2002 from 7:00 a.m. to 10:00 a.m.** at Snyder Park; and further authorizing the closing of S.W. 4 Avenue from S.W. 28 Street to Perimeter Road from 7:00 a.m. to 10:00 a.m. on the event day.

Recommend: Motion to approve.

Exhibit: Memo No. 02-308 from City Manager.

CONSENT AGENDA

Event Agreement – Walk to Cure Diabetes

(M-2)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Juvenile Diabetes Research Foundation** to indemnify, protect, and hold harmless the City from any liability in connection with the **Walk to Cure Diabetes** to be held **Saturday, March 23, 2002 from 6:00 a.m. to 3:00 p.m.** at Snyder Park; and further authorizing the closing of S.W. 4 Avenue from S.W. 28 Street to Perimeter Road from 7:30 a.m. to 8:30 a.m. on the event day.

Recommend: Motion to approve.

Exhibit: Memo No. 02-307 from City Manager.

Event Agreement – Pre Saint Patrick’s Party

(M-3)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Old Town at Riverwalk Merchants Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Pre Saint Patrick’s Party** to be held **Thursday, March 14, 2002 from 5:00 p.m. to 11:00 p.m.**; and further authorizing the closing of S.W. 2 Avenue from S.W. 2 Street to the Riverwalk from 2:00 p.m. Thursday, March 14, to 6:00 a.m. Friday, March 15, 2002 (leaving S.W. 2 Street completely open).

Recommend: Motion to approve.

Exhibit: Memo No. 02-306 from City Manager.

Event Agreement – St. Patrick’s Day Party (Waxy O’Connor’s Inc.)

(M-4)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Waxy O’Connor’s Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with the **St. Patrick’s Day Party** to be held **Sunday, March 17, 2002 from 10:00 a.m. to 11:00 p.m.** at 1095 S.E. 17 Street.

Recommend: Motion to approve.

Exhibit: Memo No. 02-303 from City Manager.

Event Agreement – St. Patrick’s Day Party (Sly Fox of Broward)

(M-5)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Sly Fox of Broward** to indemnify, protect, and hold harmless the City from any liability in connection with the **St. Patrick’s Day Party** to be held **Saturday, March 16, 2002 from 7:00 a.m. to 11:00 p.m.**; and **Sunday, March 17, 2002 from 7:00 a.m. to 11:00 p.m.** at Danny’s Sly Fox, 3537 Galt Ocean Drive.

Recommend: Motion to approve.

Exhibit: Memo No. 02-305 from City Manager.

CONSENT AGENDA

Event Agreement – Las Olas Wine and Food Festival

(M-6)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **American Lung Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Las Olas Wine and Food Festival** to be held **Thursday, March 21, 2002 from 7:00 p.m. to 9:00 p.m.**; and further authorizing the closing of East Las Olas Boulevard from S.E. 6 Avenue to S.E. 11 Avenue, and S.E. 8 Avenue, S.E. 9 Avenue, and S.E. 10 Terrace from East Las Olas Boulevard north and south to the alley on each side from 3:00 p.m. to 10:00 p.m. on the event day.

Recommend: Motion to approve.

Exhibit: Memo No. 02-304 from City Manager.

Warbler Wetland Natural Area (Prospect Road) Master Plan

(M-7)

A motion approving the Master Plan for the Warbler Wetland Natural Area (Prospect Road).

Recommend: Motion to approve.

Exhibit: Memo No. 02-193 from City Manager.

Disbursement of Funds –

Joint Investigation – O. R. No. 00-143384 - \$3,561.45 U. S. Currency

(M-8)

A motion authorizing the equitable disbursement of funds in the amount of \$237.43 to each of the 15 participating task force agencies.

Recommend: Motion to approve.

Exhibit: Memo No. 02-2-7 from City Attorney.

Disbursement of Funds –

Joint Investigation – O. R. No. 00-109364 - \$5,705.98 U. S. Currency

(M-9)

A motion authorizing the equitable disbursement of funds in the amount of \$380.39 to each of the 15 participating task force agencies.

Recommend: Motion to approve.

Exhibit: Memo No. 02-2-8 from City Attorney.

Disbursement of Funds –

Joint Investigation – O. R. No. 99-68586 - \$26,098.70 U. S. Currency

(M-10)

A motion authorizing the equitable disbursement of funds in the amount of \$1,739.91 to each of the 15 participating task force agencies.

Recommend: Motion to approve.

Exhibit: Memo No. 02-2-9 from City Attorney.

CONSENT AGENDA

Disbursement of Funds –

Joint Investigation – O. R. No. 99-68586 - \$11,458.70 U. S. Currency

(M-11)

A motion authorizing the equitable disbursement of funds in the amount of \$763.91 to each of the 15 participating task force agencies.

Recommend: Motion to approve.

Exhibit: Memo No. 02-2-10 from City Attorney.

Disbursement of Funds –

Joint Investigation – O. R. No. 01-74954 - \$14,997.35 U. S. Currency

(M-12)

A motion authorizing the equitable disbursement of funds in the amount of \$999.82 to each of the 15 participating task force agencies.

Recommend: Motion to approve.

Exhibit: Memo No. 02-2-11 from City Attorney.

Disbursement of Funds –

Joint Investigation – O. R. No. 99-103897 - \$331,119.78 U. S. Currency

(M-13)

A motion authorizing the equitable disbursement of funds in the amount of \$19,477.63 to each of the 17 participating task force agencies.

Recommend: Motion to approve.

Exhibit: Memo No. 02-2-12 from City Attorney.

Lease Agreement – City County Credit Union –

Police Internal Affairs Office at 634 N.E. 3 Avenue

(M-14)

A motion authorizing the proper City officials to execute the renewal of a lease agreement with the City County Credit Union for the Police Internal Affairs Office located at 634 N.E. 3 Avenue.

Recommend: Motion to approve.

Exhibit: Memo No. 02-235 from City Manager.

Annual Joint Funding Agreement – U.S. Geological Survey

(M-15)

A motion authorizing the proper City officials to execute the annual joint funding agreement with the U.S. Geological Survey.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 02-205 from City Manager.

CONSENT AGENDA

Sanitary Sewer Agreement – Hibiscus, LLC

(M-16)

A motion authorizing the proper City officials to execute a sanitary sewer agreement with Hibiscus, LLC to connect to the City's existing wastewater transmission system located on S.W. 12 Avenue just north of State Road 84.

Recommend: Motion to approve.

Exhibit: Memo No. 02-281 from City Manager.

Sanitary Sewer Agreement – The Salvation Army

(M-17)

A motion authorizing the proper City officials to execute a sanitary sewer agreement with The Salvation Army to connect to the City's existing wastewater transmission system located on Broward Boulevard at S.W. 9 Avenue.

Recommend: Motion to approve.

Exhibit: Memo No. 02-301 from City Manager.

Sanitary Sewer Agreement – Waverly Court Townhomes, LLC

(M-18)

A motion authorizing the proper City officials to execute a sanitary sewer agreement with Waverly Court Townhomes, LLC to connect to the City's existing wastewater transmission system located at S.W. 2 Street and S.W. 9 Avenue.

Recommend: Motion to approve.

Exhibit: Memo No. 02-280 from City Manager.

**Transfer of Water and Sewer Funds -
Lauderdale Manors Sanitary Sewer Project Design**

(M-19)

A motion authorizing the transfer of \$50,000 from the Water and Sewer Fund to the General Fund for overtime costs associated with the Lauderdale Manors Sanitary Sewer project design.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 02-217 from City Manager.

**Change Order No. 3 – Majestic Group Enterprises, Inc. -
Project 10168 - Lauderdale Manors Swale Improvements, Phase II**

(M-20)

A motion authorizing the proper City officials to execute Change Order No. 3 with Majestic Group Enterprises in the amount of \$28,909.57 for the Lauderdale Manors swale improvements, Phase II.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 02-223 from City Manager.

CONSENT AGENDA

**Transfer from General Fund Contingencies -
Consultant for Historic Property Designation Surveys**

(M-21)

A motion authorizing the proper City officials to transfer \$50,000 from General Fund Contingencies to the Construction Services Bureau account for the purpose of hiring a consultant to update the current historic surveys and other tasks related to the historic properties in the City.

Funds: Transfer \$50,000 from General Fund Contingencies to PBS020207/3199 (Other Professional Services)

Recommend: Motion to approve.

Exhibit: Memo No. 02-259 from City Manager.

PURCHASING AGENDA

RFP 722-8461 – Auctioneering Services

(Pur-1)

A one-year contract for auctioneering services is being presented for approval by the Administrative Services Department.

Recommended Award:	Rene Bates Auctioneers, Inc. McKinney, TX
Amount:	\$ 30,000.00 (estimated)
Bids Solicited/Rec'd:	25/5
Exhibits:	Memorandum No. 02-276 from City Manager

The Procurement and Materials Management Division recommends award to the first ranked proposer.

State Contract – Purchase of One Pickup Truck

(Pur-2)

An agreement to purchase one pickup truck is being presented for approval by the Administrative Services, Fleet Services Division.

Recommended Award:	Heintzelman's Truck Center, Inc. Orlando, FL
Amount:	\$ 12,476.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 02-233 from City Manager

The Procurement and Materials Management Division recommends to approve the purchase from the Florida State Contract.

RFP 222-8611 – Reject all Proposals for Public Address System

(Pur-3)

An approval to reject all proposals for the public address system at various fire stations is being presented by the Fire-Rescue Department.

Bids Solicited/Rec'd:	51/5 with 4 no bids
Exhibits:	Memorandum No. 02-262 from City Manager

The Procurement and Materials Management Division reviewed this item and supports the recommendation to reject all proposals.

PURCHASING AGENDA

Bid 682-7994 – Change Order/Increase Encumbrance for Gate Valves

(Pur-4)

An agreement to increase encumbrance for gates valves is being presented for approval by the Public Services Department.

Recommended Award: SEMSCO
Davie, FL
Amount: \$ 40,000.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 02-272 from City Manager

The Procurement and Materials Management Division reviewed this item and supports the recommendation to approve the change order.

Bid 722-8626 – Contract for Curbside Recycling Bins

(Pur-5)

A one-year contract for curbside recycling bids is being presented for approval by the Public Services, Sanitation Division.

Recommended Award: Ameri-Kart Corp.
Goddard, KS
Amount: \$ 38,300.00 (estimated)
Bids Solicited/Rec'd: 50/5 with 5 no bids
Exhibits: Memorandum No. 02-219 from City Manager

The Procurement and Materials Management Division recommends award to the low responsive and responsible bidder.

Bid 222-8633 – Two-Year Contract/Database Search Information

(Pur-6)

A two-year contract for unlimited access to database search information is being presented for approval by the Police Department.

Recommended Award: Lexis Nexis
Davie, FL
Amount: \$ 31,500.00 (annual total)
Bids Solicited/Rec'd: 65/2 with 3 no bids
Exhibits: Memorandum No. 02-250 from City Manager

The Procurement and Materials Management Division recommends award to the low responsive and responsible bidder.

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

Proposed Lien Settlements for Special Master and Code Enforcement Board Cases

(M-22)

A motion authorizing the proposed lien settlements for the following Special Master and Code Enforcement Board cases:

1. 9100558 – Ronald A. Parsons and Beverly A. Parsons, 1124 N.W. 17 Avenue (\$1,000)
2. CE99040133 – Emilio Camacho and Digna Camacho, 1116 S.W. 24 Avenue (\$3,880)
3. CE98120769 – Michael O. Martin, 15 N.E. 6 Street (\$7,700)
4. CE98120770 – Alexander L. Cox and Rickey T. Cox, 11 N.E. 6 Street (\$9,000)
5. CE0071211 – Sandra Jackie Withrow, 300 S.W. 11 Court (\$890)
6. CE99060106 – Jean R. Francois, 1205 N.E. 5 Avenue (\$2,040)
7. CE99070120 and CE99051699 – Andre B. Tonico and Marie C. Tonico, 1545 N.W. 15 Terrace (\$3,263.25)
8. CE99090796 – Steven Rutkowski, 1730 N.E. 63 Court (\$5,420)
9. CE0060076 – United Mortgage CB LLC, 1609 N.W. 7 Place (\$3,785.50)

Recommend: Introduce motion.

Exhibit: Memo No. 02-228 from City Manager.

PUBLIC HEARINGS

Development Order –

Florida Department of Transportation (FDOT)/Cypress Creek

Park and Ride Associates, Limited Partnership, Lessee – Lightspeed

Broward Center Development of Regional Impact (DRI) (PZ Case No. 109-R-00[021])

(PH-1)

At the January 23, 2002, the City Commission approved by a vote of 5-0 the consideration of an ordinance for this application for first reading on March 5, 2002; and at the February 20, 2002 Planning and Zoning Board regular meeting, it was recommended by a vote of 5-2 that the following application be approved. Notice of public hearing was published January 4, 2002 and February 23, 2002.

Applicant: FDOT/Cypress Creek Park and Ride Associates, Limited Partnership, Lessee
Request: Development order for the Lightspeed Broward Center DRI
Location: Area south of Cypress Creek Road, north of 60 Street, east of Andrews Avenue and west of I-95, also known as the FDOT Park and Ride Facility

Recommend: Motion to defer first reading to March 19, 2002 at 6:00 p.m.

Exhibit: Memo No. 02-243 from City Manager.

Note: Anyone wishing to speak on this item must be sworn in.

City Commissioners will announce any site visits, communications or expert opinions received, and make them part of the record.

CITIZEN PRESENTATIONS

Note: Citizen Presentations appear on the Regular Agenda of the first meeting of the month and are limited to a maximum of three (3) minutes per presentation, for a total not to exceed five (5) presentations per month.

- Virgil Niederriter – Community Issues

Exhibit: Memo No. 02-317 from City Clerk.

ORDINANCES

Amendment to Pay Plan

(O-1)

An ordinance amending the Pay Plan of the City providing for new classes, a title change, a class code number change, and the deletion of a class in Schedule I; and providing for the deletion of a class in Schedule II. Ordinance No. C-02-4 was published February 16, 2002, and was approved on first reading on February 26, 2002 by a vote of 5-0.

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 02-332 from City Manager; and
Memo No. 02-159 from City Manager.

RESOLUTIONS

Demolition of Buildings

(R-1)

At the January 17, 2002 Unsafe Structures and Housing Appeals Board meeting, it was recommended that the following buildings be demolished and the properties be assessed with the appropriate costs:

1. 1616 N.W. 5 Avenue
2. 2311 N.W. 6 Place

Recommend: Introduce resolution.

Exhibit: Memo No. 02-267 from City Manager.

Appointment of Special Masters

(R-2)

A resolution approving the reappointment of **Richard E. Connor, M. Daniel Futch Jr., Floyd V. Hull, Meah Rothman Tell, and Karen M. Zann** as Special Masters for the City for a period of one year.

Recommend: Introduce resolution.

Exhibit: Memo No. 02-283 from City Manager.

State Road A-1-A – Pedestrian/Bicycle Pathway Enhancements

(R-3)

A resolution urging Broward County to elevate the priority of State Road A-1-A into the list of Top Five (5) corridors for implementation of the Pedestrian/Bicycle Pathways.

Recommend: Introduce resolution.

Exhibit: Memo No. 02-355 from City Manager.
